



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Norman H. Bangerter  
Governor

Dee C. Hansen  
Executive Director

Dianne R. Nielson, Ph.D.  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340

0034

April 28, 1992

TO: Daron Haddock, Permit Supervisor

FROM: *OB* Priscilla Burton, Soils Reclamation Specialist

RE: Staging Ground for Skyline Conveyor Construction.  
Skyline Mine. Coastal States Energy Corp.  
ACT/007/005-91-1. Carbon County. Utah. Folder #2.

## SUMMARY:

During a field visit to the Scofield Waste Rock Site on 4/21/92, the Division was asked by Utah Fuel Co. to evaluate an area outside of the permit boundary which had been chosen by their contractor for a staging area during construction of the conveyor towers along the State Highway. At that time, the issues discussed were whether the area was 1) adjacent to the mine and/or 2) would be affected by mining operations.

## ANALYSIS:

In a recent review of the regulations, it was not clear to me that the Division had the discretion to allow activity, without a permit when that activity is incidental to the loading and transportation of coal. R645-300-141 states

*The permittee will conduct coal mining and reclamation operations only on those lands that are specifically designated as the permit area on the maps submitted with the application and authorized for the term of the permit and that are subject to the performance bond or other equivalent guarantee in effect pursuant to R645-301-800.*

Essentially, coal mining and reclamation operations includes surface impacts incident to an underground coal mine...These areas will also include any adjacent land the use of which is incidental to any such activities, all lands affected by...storage areas,...and other areas upon which are sited structures, ...or other property or material on the surface, resulting from or incident to those activities.

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**CONCLUSION:**

It is my understanding that the staging area for the Skyline conveyor will not be within the permitted area. Would you provide an outline of the rational for this permitting decision for inclusion in the Skyline Inspection Notebook? I believe this information will be useful for consistency in our inspections and in the oversight process.

skyinspn.tbk